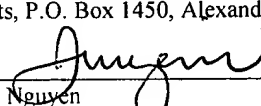


ney Docket: RPS920000110/1949P

CERTIFICATE OF MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **May 19, 2004**.


Jinny Nguyen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: May 19, 2004

Barry A. KRITT et al.

Confirmation No.: 4736

Serial No.: 09/814,524

Group Art Unit: 2125

Filed: March 22, 2001

Examiner: Ortiz Rodriguez, Carlos R.

For: METHOD AND SYSTEM FOR OBJECT ORIENTED APPROACH AND DATA
MODEL FOR CONFIGURE-TO-ORDER MANUFACTURING SYSTEM

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Technology Center 2100

NOTICE OF APPEAL UNDER 37 CFR §1.191

Sir:

In the Final Office Action dated February 25, 2004, and in the Advisory Action dated March 26, 2004, the Examiner rejected Claims 1-59. In response, Applicant hereby appeals to the Board the decision of the Primary Examiner. An Appellant's Brief will be filed in triplicate within two months from the date of this notice.

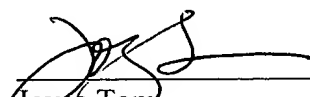
The Commissioner is hereby authorized to charge any fees additional fees required by this communication to Deposit Account 50-0563 (IBM Corporation).

If any unresolved issues remain, please contact Applicant's attorney at the telephone number indicated below.

05/25/2004 EFLDRES 00000170 500563 09814524
01 FC:1401 330.00 DA

May 19, 2004
Date

Respectfully submitted,
SAWYER LAW GROUP LLP


Joyce Tom
Attorney for Applicants
Reg. No. 48,681
(650) 493-4540

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MAY 2 6 2004

PATENT & TRADEMARK

TRANSMITTAL FORM

Attorney Docket No.
RPS920000110/1949P

AF/2125

#

In re the application: **Barry A. KRITT et al.**

Confirmation No.: **4736**

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Group Art Unit: **2125**

Filed: **March 22, 2001**

Examiner: **Ortiz Rodriguez, Carlos R.**

For: **Method and System for Object Oriented Approach and Data Model for Configure-to-Order Manufacturing System**

ENCLOSURES (check all that apply)

| | | | | | |
|--------------------------|-------------------------------------|--|--|---|---|
| <input type="checkbox"/> | Amendment/Reply | <input type="checkbox"/> | Assignment and Recordation Cover Sheet | <input type="checkbox"/> | After Allowance Communication to Group |
| <input type="checkbox"/> | After Final | <input type="checkbox"/> | Part B-Issue Fee Transmittal | <input type="checkbox"/> | Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> | Information disclosure statement | <input type="checkbox"/> | Letter to Draftsman | <input checked="" type="checkbox"/> | Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> | Form 1449 | <input type="checkbox"/> | Drawings | <input type="checkbox"/> | Status Letter |
| <input type="checkbox"/> | (X) Copies of References | <input type="checkbox"/> | Petition | <input checked="" type="checkbox"/> | Postcard |
| <input type="checkbox"/> | Extension of Time Request * | <input type="checkbox"/> | Fee Address Indication Form | <input type="checkbox"/> | Other Enclosure(s) (please identify below) |
| <input type="checkbox"/> | Express Abandonment | <input type="checkbox"/> | Terminal Disclaimer | RECEIVED MAY 27 2004 Technology Center 2100 | |
| <input type="checkbox"/> | Certified Copy of Priority Doc | <input type="checkbox"/> | Power of Attorney and Revocation of Prior Powers | | |
| <input type="checkbox"/> | Response to Incomplete Appln | <input type="checkbox"/> | Change of Correspondence Address | | |
| <input type="checkbox"/> | Response to Missing Parts | *Extension of Term: Pursuant to 37 CFR 1.136, Applicant petitions the Commissioner to extend the time for response for xxxxx month(s), from to . | | | |
| <input type="checkbox"/> | Executed Declaration by Inventor(s) | | | | |

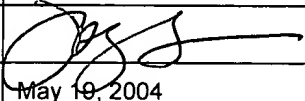
CLAIMS

| FOR | Claims Remaining After Amendment | Highest # of Claims Previously Paid For | Extra Claims | RATE | FEE |
|----------------------|----------------------------------|---|--------------|---------|----------|
| Total Claims | 58 | 59 | 0 | \$18.00 | \$ 0.00 |
| Independent Claims | 6 | 6 | 0 | \$86.00 | \$ 0.00 |
| Notice of Appeal Fee | | | | | \$330.00 |
| Total Fee | | | | | \$330.00 |

METHOD OF PAYMENT

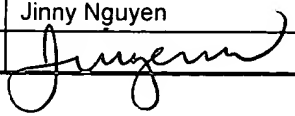
| | |
|-------------------------------------|--|
| <input type="checkbox"/> | Check no. _____ in the amount of \$ _____ is enclosed for payment of fees. |
| <input checked="" type="checkbox"/> | Charge \$330.00 to Deposit Account No. 50-0563 (IBM Corporation) for payment of appeal fees. |
| <input checked="" type="checkbox"/> | Charge any additional fees or credit any overpayment to Deposit Account No. 50-0563 (IBM Corporation). |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|---------------|---|
| Attorney Name | Joyce Tom, Reg. No. 48,681 |
| Signature |  |
| Date | May 19, 2004 |

CERTIFICATE OF MAILING

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| | |
|----------------------|---|
| Type or printed name | Jinny Nguyen |
| Signature |  |